

~~WR~~  
S-3172  
INACTIVE

Bobby D. & Jane A. Smith  
2610 S. Encina St.  
Visalia, CA 93277  
(209)734-4117

NEW OWNER

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P. O. Box 2000  
Sacramento, CA 95812-2000

This letter is to inform you of change in ownership of  
property with reparation claim and diversion of water rights.

Owner of Record - Edna Townsend

New Owners - Bobby D. and Jane A. Smith

Recorders Document # 96-041875

Parcel # 345-330-007

Date of Recording 6-12-1996

Address of Property - for fire purposes

43890 Peelmill Creek Way

Posey, CA

Description of Property -

The northeast quarter of the southwest quarter of the  
northwest quarter of Sec. 32, township 24 east, Mt Diablo,  
Base and Meridian, in the County of Tulare, State of CA.

Mailing address - All correspondence to be mailed to:

Bobby D. & Jane A. Smith  
2610 S. Encina St.  
Visalia, CA 93277  
(209)734-4117

Regarding Statement # S0032172

Source - Hare Spring

*James A. Brown*

STATE WATER RESOURCES  
CONTROL BOARD  
96 JUL 18 AM 11:25  
DIV. OF WATER RIGHTS  
SACRAMENTO

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. S003172

DIVERSION SITE:

OWNER'S NAME EDNA ELIZABETH TOWNSEND  
(FIRST) (MIDDLE) (LAST)

PARCEL NO. 345-330-007-000

PLACE OF USE:

OWNER'S NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. \_\_\_\_\_

2. PARCEL NO. \_\_\_\_\_

3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER DAUGHTER

NAME JANE A. SMITH  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 2610 S. ENCINA ST  
VISALIA CA 93277  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (209) 734-4117

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (\_\_\_\_\_) \_\_\_\_\_ - \_\_\_\_\_

☒ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

5-3 172

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

as listed with Tulare Co. Tax Collector:

STATEMENT NO: S003172  
OWNER OF RECORD: ~~GEORGE TOWNSEND~~  
~~GEORGE TOWNSEND~~ DIED 6 MAY 90  
~~421 WILSON AVENUE~~  
~~OILDALE, CA 93308~~

EDNA ELIZABETH TOWNSEND  
c/o MARY H. COE  
2905 ALLENHURST  
BAKERSFIELD CA 93311

STATE WATER RESOURCES CONTROL BOARD  
DIV. OF WATER RIGHTS  
SACRAMENTO  
1995 JUN 22 PM 12:04

SOURCE: HARE SPRING  
TRIBUTARY TO: PEEL MILL CREEK  
COUNTY: TULARE  
DIVERSION  
WITHIN: SW¼ OF NW¼ SECTION 32, T24S, R31E, MDB&M.

TELEPHONE NUMBER: (805) 399-2200  
YEAR OF FIRST USE: 1923  
PARCEL NO: 345-330-7

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) NEVER HAS BEEN USED
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1992													
1993													
1994													

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

\*\*\* CONTINUE ON BACK PAGE \*\*\*

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

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- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

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I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS  
P.O. Box 2000  
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE  
INFORMATION SHEET

STATEMENT NO. 5003172

DIVERSION SITE:

OWNER'S NAME EDNA ELIZABETH TOWNSEND  
(FIRST) (MIDDLE) (LAST)

PARCEL NO. 345-330-007-000

PLACE OF USE:

OWNER'S NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. \_\_\_\_\_

2. PARCEL NO. \_\_\_\_\_

3. PARCEL NO. \_\_\_\_\_

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL  
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER DAUGHTER

NAME JANE A. SMITH  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 2610 S. ENCINA ST  
VISALIA CA 93277  
(CITY) (STATE) (ZIP)

TELEPHONE NO. (209) 734-4117

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. ( ) -

2. NAME \_\_\_\_\_  
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
(CITY) (STATE) (ZIP)

TELEPHONE NO. ( ) -

☒ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR  
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL  
INFORMATION BOX.

## REGARD-HARE SPRING

THIS SPRING ONLY RUNS IN THE  
SPRING OF THE YEAR. WHEN  
THE WEATHER WARMS UP AND ~~THERE~~  
THERE IS NO SNOW MELTING AND  
THE RUN OFF ENDS THE SPRING  
DRIES UP. IT IS LOCATED AT THE  
BOTTOM OF A NATURAL DRAINAGE  
WASH. THE WASH DOES DRAIN  
INTO PEE/ MII CREEK DURING  
THE RUN OFF SEASON. THE SPRING  
RUNS FOR ABOUT A MONTH AND  
BY JUNE IT HAS DRIED UP TO A  
TRICKLE AND BY JULY ITS JUST A WET  
SPOT.

## REGARD-HARE SPRING

THIS SPRING ONLY RUNS IN THE  
SPRING OF THE YEAR. WHEN  
THE WEATHER WARMS UP AND ~~THE~~  
THERE IS NO SNOW MELTING AND  
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WASH. THE WASH DOES DRAIN  
INTO PEE/ MILL CREEK DURING  
THE RUN OFF SEASON. THE SPRING  
RUNS FOR ABOUT A MONTH AND  
BY JUNE IT HAS DRIED UP TO A  
TRICKLE AND BY JULY ITS JUST A WET  
SPOT.



STATE WATER RESOURCES  
CONTROL BOARD  
1995 JUN 22 PM 12:44  
DIV. OF WATER RIGHTS  
SACRAMENTO

STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000  
(916) 657-1875

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

STATEMENT NO: 003172

~~GEORGE S~~ EDNA TOWNSEND *C/O JANE SMITH*  
~~421 WILSON AVENUE~~ *2610 S. ENCINA*  
~~DILLEDALE, CA 93308~~ *VISALIA CA 93277*

TELEPHONE NUMBER:

~~(909) 394-2200~~  
*(209) 784-4117*

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: HARE SPRING

TRIBUTARY TO: PEEL MILL CREEK

COUNTY: TULARE

YEAR OF FIRST USE: 1923

DIVERSION

WITHIN: SW1/4 OF NW1/4 SECTION 32, T24S, R31E, MDB&M.

COMPLETE AND RETURN THIS FORM BY JULY 1, 1994.

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) *SEE ATTACHED*
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL
1991	<i>C</i>												
1992	<i>C</i>												
1993	<i>C</i>												

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: *6-28*, 19 *94*, at: *Visalia*, California

Signature:

*Edna E. Townsend*  
*by Jane A. Smith*  
*Attorney in Fact*

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An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

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"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

Please change Edna E. Townsend  
mailing address to:

Edna E. Townsend  
c/o Jane A. Smith  
2610 S. Encina St.  
Visalia, Ca. 93277

Edna E. Townsend  
by Jane A. Smith  
Attorney in fact

6-28-94


Regarding Hare Spring:

This letter is to advise you on how we think Hare Spring came into existence. We don't know the date or year that our Dad came up with the name Hare Spring and wrote to you. We know he had not been up to the cabin in the last ten years before his death on May 4, 1991. He had not been far from the cabin in the last fifteen years. Our Dad had become very senile and would stay up all night + write notes + letters that made no sense.

There is a small spring approximately 200 yards from the cabin at the bottom of a wash. That runs about 20 ft in early spring + put out about 3 or 4 gallons a day. By late June it drops to 1 gal a day. It does not put out enough water to be of any use. We carry in our drinking water from Visalia, Ca., 70 miles away + use creek water for domestic use.

Edna E Townsend  
by Jane A Smith  
pursuant to power  
of attorney 11-4-91



PAT. L. DEEN  
NOTARY PUBLIC  
Kern County, California  
My Commission Exp. Oct. 22, 1993

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
Division of Water Rights

P.O. BOX 2000, SACRAMENTO, CA 95812-2000  
901 P ST. SACRAMENTO, CA 95814  
(916) 322-4503

(916) 324-5676

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIV. OF WATER RIGHTS  
SACRAMENTO

DIVERTER OF RECORD:

STATEMENT NO: 003172

GEORGE & EDNA TOWNSEND  
421 WILSON AVENUE  
OILDALE, CA 93308

TELEPHONE NUMBER:  
(805) 399-2200

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: HARE SPRING

TRIBUTARY TO: PEEL MILL CREEK

COUNTY: TULARE

DIVERSION

WITHIN: SW1/4 OF NW1/4 SECTION 32, T24S, R31E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1991. (Additional information on reverse side of this form.)

- A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.
- Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other)

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1988													
1989													
1990													

*No water ever used out of this little spring outside of the well gravel testing in the nearby bushes and a rock in the well*

- B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation

Stockwatering

Domestic

Other (specify)

*No water ever used out of this little spring*

- C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED:

*Feb. 9, 1991* at *Bakersfield, Ca. 93308*, California

Signature:

*Edna E. Townsend*



Barre Spring was the home my husband, Les W. Townsend, gave the little spring when he saw a little rabbit drinking out of the spring. It never flows and down the river except when there is a gully washer up above and then it might wash down to the creek. My husband had been ill for the last year or a half

and died May 4, 1990, I had been sick with so

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

many cancers that I have only been up there about 3 times in 7 years. My daughter Jane

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- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

overlook. Please, all the bad writing I have just had the casts taken off my right arm after nine week after a fall at home on my face, head & knees and arm. I'm glad to be able to write at all.

Smith said husband Jim Smith took good care of the place. This is in good colored the same as when the Indians were there. They live in Chico.

399-2200



To the Water Resources Board Feb. 9, 1991  
 P.O. Box 2000, 901 P St.,  
 Sacramento, Ca. 95812

To the Control Board:

I haven't been able to come much  
 to the mountains the last 7 years as I  
 have had a lot of cancer trouble and my  
 husband wasn't in good health for the last  
 two or three years.

George W. used to keep his horse  
 in the mountains and I think he drank  
 most of the water. As we had a business  
 we mostly came only on week ends.  
 I have never used all the water George claimed  
 on his reports.

Yours truly  
 Edna E. Townsend

STATE WATER RESOURCES  
CONTROL BOARD

1991 FEB 14 PM 2:26

DIV. OF WATER RIGHTS  
SACRAMENTO

STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RIGHTS BOARD

Spring

S 3172

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water GEO. W. TOWNSEND & EDNA E. TOWNSEND  
Address 421 Wilson Ave., Oildale, Calif. 95308

B. Name of body of water at point of diversion Spring by name of "HARE SPRING"  
Tributary to PEARL HILL CREEK  
North 1/2

C. Place of diversion S. W. 1/4 N. 1/4 Section 32, Township 24, Range 31 E. Mount  
TULARE Diablo Dam  
County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Residence Domestic Use

E. Capacity of diversion works 259,200 Gals. per year 1/2 cubic foot per second  
Capacity of storage reservoir None Spring only partially developed  
State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	X	X	X	X	X	X	X	X	X	X	X	X	259,000 gal. per yr.

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. This spring flows 24 hr. a day and sinks in ground 100 yds. below it.

Maximum annual water use in recent years 259,000 gal. a year gallons  
Minimum annual water use in recent years same gallons  
Type of diversion facility: gravity X, pump  
Method of measurement: weir, flume, electric power meter, water meter, estimate

F. Purpose of use (what water is being used for) domestic  
I have kept this spring flowing since 1945. Good cold clear water for drinking.

G. General description or location of place of use (use sketch of section grid on reverse side if you desire)

H. Year of first use as nearly as known 1923

I. Name of person filing statement George W. Townsend,  
Position 3rd owner Organization  
Address 421 Wilson Ave., Oildale, Calif. 95308

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed AUG. 9, 1967

Signature Geo. W. Townsend  
Edna E. Townsend

See Instructions on Reverse Side

SWRS 40 (6-66)

77720-007 6-66 SWRS 40 66P

5-220-09-00-9